

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-187

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 24, 2003

*Codification
District of
Columbia
Official Code*

2001 Edition

2004 Winter
Supp.West Group
Publisher

To amend, on an emergency basis, the Tax Increment Financing Authorization Act of 1998 to amend the sunset date for the issuance of tax increment financing bonds.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Tax Increment Financing Reauthorization Date Emergency Amendment Act of 2003".

Sec. 2. Section 3(b) of the Tax Increment Financing Authorization Act of 1998, effective April 27, 1999 (D.C. Law 12-143; D.C. Official Code § 2-1217.02(b)), is amended by striking the phrase "January 1, 2003" and inserting the phrase "July 1, 2004" in its place.

*Note,
§ 2-1217.02*

Sec. 3. Fiscal impact statement.

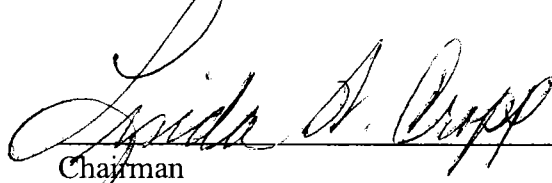
The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code §1-206.02(c)(3)).

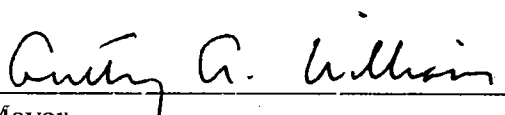
Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

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412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
D.C. Official Code § 1-204.12(a)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED
October 24, 2003


Government of the District of Columbia
Office of the Chief Financial Officer



Natwar M. Gandhi
Chief Financial Officer

MEMORANDUM

TO: The Honorable Linda W. Cropp
Chairman, Council of the District of Columbia

FROM: Natwar M. Gandhi 
Chief Financial Officer

DATE:

SUBJECT: Fiscal Impact Statement: "Tax Increment Financing Reauthorization Act of 2002"

REFERENCE: Bill 14-913

Conclusion

Funds are sufficient in the FY 2003 through FY 2006 budget and financial plan to approve the Tax Increment Financing Reauthorization Act of 2002.

Background

The Tax Increment Financing Reauthorization Act of 2002 would change the sunset date for the issuance of tax increment financing (TIF) bonds by amending the Tax Increment Financing Authorization Act of 1998. The current sunset date for the TIF program is January 1, 2003; this bill would extend the program to January 1, 2004. This bill does not impact the current \$300 million limit on outstanding TIF bonds.

Financial Plan Impact

Funds are sufficient in the FY 2003 through FY 2006 budget and financial plan to approve the Tax Increment Financing Reauthorization Act of 2002. This Act would extend the duration of the District's TIF program, and would not impact any existing debt capacity limits.

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To amend, on an emergency basis, the Department of Health Functions Clarification Act of 2001 to require the Department of Health to conduct environmental inspections of the Central Detention Facility at least 3 times a year and to issue the inspection report to the Council within 30 days of each inspection; to amend An Act To create a Department of Corrections in the District of Columbia to require the Department of Corrections to provide the Council on a quarterly basis all internal reports relating to environmental conditions in the Central Detention Facility; to establish an inmate population cap at the Central Detention Facility that is determined by an independent consultant hired by the Mayor pursuant to a plan submitted to and approved by the Council, and to repeal the Central Detention Facility Monitoring Temporary Amendment Act of 2003.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Jail Improvement Emergency Amendment Act of 2003".

Sec. 2. Section 4902 of the Department of Health Functions Clarification Act of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 7-731), is amended by adding a new subsection (a-1) to read as follows:

*Note,
§ 7-731*

"(a-1)(1) The Department of Health shall conduct a minimum of 3 inspections per year of the environmental conditions at the Central Detention Facility. For the purposes of this subsection, the term "environmental conditions" shall include temperature control, ventilation, and sanitation.

"(2) The Department of Health shall submit the report of each inspection conducted pursuant to paragraph (1) of this subsection to the Council and the Mayor within 30 days of the inspection."

Sec. 3. Section 2 of An Act To create a Department of Corrections in the District of Columbia, approved June 27, 1946 (60 Stat. 320; D.C. Official Code § 24-211.02), is amended as follows:

*Note,
§ 24-211.02*

(a) Designate the existing language as subsection (a).

(b) A new subsection (b) is added to read as follows:

"(b) The Department of Corrections shall provide to the Council on a quarterly basis all internal reports relating to living conditions in the Central Detention Facility, including inmate grievances, the Crystal report, the monthly report on the Priority One environmental problems and the time to repair, the monthly report of the Environmental Safety Office, the monthly report on temperature control and ventilation, and the monthly report on the jail population that includes the number of people waiting transfer to the federal Bureau of Prisons and the average number of days that inmates waited for transfer."

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Sec. 4. Plan for establishing maximum number of Central Detention Facility inmates.

(a) Within 30 days of the effective date of this act, the Mayor shall develop and submit to the Council for a 30-day period of review, excluding days of Council recess, a plan for establishing the maximum number of inmates that can be housed at any one time within the Central Detention Facility. The plan shall consist of a contract with an independent consultant, who, upon approval of the plan by the Council, will determine the maximum number of inmates that can be housed at any one time within the Central Detention Facility based upon physical capacity, programming, classification system, and housing plan of the Central Detention Facility. If the Council does not approve or disapprove the plan, by resolution, within the 30-day period, the plan shall be deemed disapproved.

(b) The Mayor shall establish, by rule, the maximum number of inmates to be housed at any one time in the Central Detention Facility. The maximum number shall be determined by an independent consultant contracted with by the Mayor pursuant to the plan approved under subsection (a) of this section.

Sec. 5. Repealer.

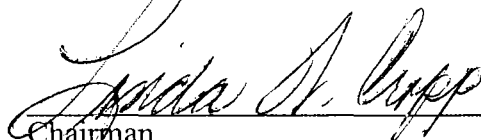
The Central Detention Facility Monitoring Temporary Amendment Act of 2003, signed by the Mayor on May 16, 2003 (D.C. Act 15-81; 50 DCR 4093), is repealed.

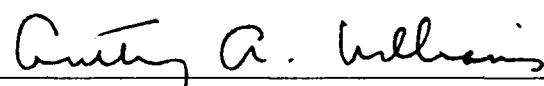
Sec. 6. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report of the District of Columbia Jail Improvement Amendment Act of 2003, signed by the Mayor on July 29, 2003 (D.C. Act 15-112), as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 7. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED
October 24, 2003
Codification District of Columbia Official Code, 2001 Edition

AN ACT

D.C. ACT 15-189

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To amend, on an emergency basis, the Fiscal Year 1997 Budget Support Act of 1996 to establish the Automated Traffic Enforcement Fund as a lapsing fund, and to require that revenue collected and deposited into the Automated Traffic Enforcement Fund be used for the expenses associated with automated traffic enforcement.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Automated Traffic Enforcement Fund Emergency Amendment Act of 2003".

Sec. 2. Title IX of the Fiscal Year 1997 Budget Support Act of 1996, effective April 9, 1997 (D.C. Law 11-198; D.C. Official Code § 50-2209.01 *et seq.*), is amended by adding a new section 904 to read as follows:

"Sec. 904. Automated Traffic Enforcement Fund.

"(a) There is established the Automated Traffic Enforcement Fund ("Fund") as a lapsing fund, to be administered by the Mayor as an agency fund as defined in D.C. Official Code § 47-373(2)(I), into which shall be deposited funds to be used exclusively for administration of the automated traffic enforcement system. Authorized expenditures include, but are not limited to, vendor payments pursuant to an agreement reached under section 903 of this title, overtime incurred by members of the Metropolitan Police Department in the administration of the system, adjudication costs resulting from use of the system, supplies and equipment purchases related to use of the system, and any other expense determined by the Mayor or his designee to be required for the administration of the system. The Fund shall be financed through fines and fees received from enforcement and regulation of the activities described in section 902 of this title and through other funds as may be appropriated to the Fund. Revenue deposited into the Fund and all interest earned thereon shall revert to the General Fund on September 30 of each fiscal year, but shall, during the fiscal year, be continually available for the uses and purposes set forth in this section, subject to authorization by Congress in an appropriations act.

"(b) The Fund shall be accounted for under procedures established pursuant to D.C. Official Code §§ 47-371- 47-377."

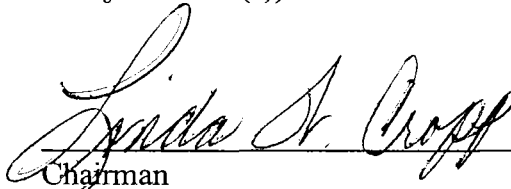
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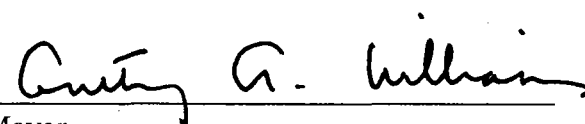
Sec. 3. Fiscal impact statement.

The Council adopts the July 1, 2002 fiscal impact statement of the Chief Financial Officer, published at 49 DCR 7620, as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED
October 24, 2003

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D.C. ACT 15-190

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To amend, on an emergency basis, the District of Columbia Administrative Procedure Act to bring the District's Freedom of Information Act into greater conformity with the federal Freedom of Information Act, to clarify that the Freedom of Information Act law enforcement or investigatory records exemption applies equally to the Council of the District of Columbia's investigatory proceedings, that the inter-agency memorandum exemption applies to Council records, to provide that records containing the identity of whistleblowers are exempt from disclosure, that the Council may assert exemptions on behalf of public bodies from which it receives information, and that final decisions of the Council may not be appealed to the Mayor.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Freedom of Information Legislative Records Clarification Emergency Amendment Act of 2003".

Sec. 2. Title II of the District of Columbia Administrative Procedure Act, effective March 25, 1977 (D.C. Law 1-96; D.C. Official Code § 2-531 *et seq.*), is amended as follows:

(a) Section 204 (D.C. Official Code § 2-534) is amended as follows:

Note,
§ 2-534

(1) Subsection (a) is amended as follows:

(A) Paragraph (1) is amended by striking the phrase "outside the government, to the extent that disclosure would result in substantial harm to the competitive position of the person from whom the information was obtained" and inserting the phrase "a person and privileged or confidential" in its place.

(B) Paragraph (2) is amended by striking the phrase "Information of a personal nature where the public disclosure thereof" and inserting the phrase "Personnel and medical files and similar files the disclosure of which" in its place.

(C) Paragraph (3) is amended as follows:

(i) The lead-in language is amended by striking the phrase "Investigatory records" and inserting the phrase "Records or information" in its place.

(ii) Strike the word "would".

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(iii) Subparagraph (A) is amended by striking the phrase "Interfere with enforcement" and inserting the phrase "Could reasonably be expected to interfere with enforcement, or Council investigatory" in its place.

(iv) Subparagraph (B) is amended by striking the word "Deprive" and inserting the phrase "Would deprive" in its place.

(v) Subparagraph (C) is amended by striking the word "Constitute" and inserting the phrase "Could reasonably be expected to constitute" in its place.

(vi) Subparagraph (D) is amended by striking the word "Disclose" and inserting the phrase "Could reasonably be expected to disclose" in its place.

(vii) Subparagraph (E) is amended by striking the word "Disclose" and inserting the phrase "would disclose" in its place.

(viii) Subparagraph (F) is amended as follows:

(I) Strike the word "Endanger" and insert the phrase "Could reasonably be expected to endanger" in its place.

(II) Strike the phrase "law-enforcement personnel" and insert the phrase "any individual" in its place.

(D) A new paragraph (3A) is added to read as follows:

"(3A) Records or information in the possession of the Council that are compiled for purposes of a Council investigation, including records or information compiled prior to the initiation of the investigation. The Council may assert an exemption on behalf of any public body from which the records or information were obtained."

(E) Paragraph (4) is amended to read as follows:

"(4) Inter-agency or intra-agency memorandums or letters, including memorandums or letters generated or received by the staff or members of the Council, that would not be available by law to a party other than a public body in litigation with the public body."

(F) A new paragraph (11) is added to read as follows:

"(11) Records or information, the disclosure of which could reasonably be expected to reveal the name of a person providing information under the provisions of the Whistleblower Reinforcement Act of 1998, effective October 7, 1998 (D.C. Law 12-160; D.C. Official Code §§ 1-615.51 *et seq.*, and 2-223.01 *et seq.*)".

(2) A new subsection (a-1) is added to read as follows:

"(a-1) The Council may assert, on behalf of any public body from which it obtains records or information, any exemption listed in subsection (a) of this section that could be asserted by the public body pertaining to the records or information."

(3) A new subsection (e) is added to read as follows:

"(e) All exemptions available under this section shall apply to the Council of the District of Columbia as well as executive branch agencies of the District of Columbia government. The deliberative process privilege, the attorney work-product privilege, and the

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attorney-client privilege are incorporated under the inter-agency memoranda exemption listed in subsection (a)(4) of this section, and these privileges, among other privileges that may be found by the court, shall extend to any public body that is subject to this act. Memoranda created by or exchanged between staff and members of the District of Columbia Council shall be exempt from disclosure to the extent that such memoranda represent predecisional documents that were written in the process of developing legislation, drafting budget reports, or conducting oversight hearings."

(b) Section 207 (D.C. Official Code § 2-537) is amended as follows:

Note,
§ 2-537

(1) Subsection (a) is amended by striking the phrase "Any person" and inserting the phrase "Except as provided in subsection (a-1), any person" in its place.

(2) A new subsection (a-1) is added to read as follows:

"(a-1) Any person denied the right to inspect a public record in the possession of the Council may institute proceedings in the Superior Court for the District of Columbia for injunctive or declaratory relief, or for an order to enjoin the public body from withholding the record and to compel the production of the requested record as set forth in subsection (a)(1) or (2) of this section."

(3) Subsection (b) is amended by striking the phrase "subsection (a)" and inserting the phrase "subsection (a) or (a-1)" in its place.

Sec. 3. Applicability.

This act shall apply with respect to any requests for records pending on the effective date of this act, whether or not the request was made prior to that date, and shall apply to any civil action pending on that date.

Sec. 4. Fiscal impact statement.

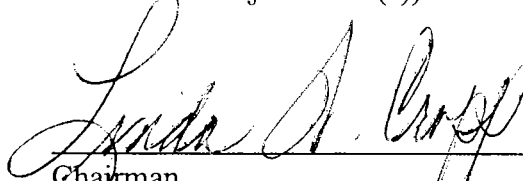
This legislation does not affect the District of Columbia budget or financial plan and, therefore, has no fiscal impact.

Sec. 5. Effective date.

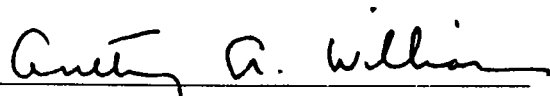
This act shall take effect immediately following approval by the Mayor (or in the event of veto by the Mayor, action by Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of Council of the District of Columbia in

ENROLLED ORIGINAL

section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (97 Stat. 788; D.C. Official Code §1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
October 24, 2003

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-191

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 24, 2003

To approve, on an emergency basis, the acceptance and use of grants not appropriated in the District of Columbia Appropriations Act, 2003.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,
That this act may be cited as the "October Budget Modifications for FY 2004 Grant Funds Approval Emergency Act of 2003".

Sec. 2. Pursuant to section 119 of the District of Columbia Appropriations Act, 2003, approved February 20, 2003 (Pub. Law 108-7; 117 Stat. 11), as extended by a Joint Resolution Making continuing appropriations for fiscal year 2004, and for other purposes, approved September 30, 2003 (Pub. Law 108-84; 117 Stat. 1042), the acceptance and use of the following grants are hereby approved:

Agency	Grant Number	Phase	Type	Grant Name	Reason for Request	Budget Amount
Department of Employment Services	2100UI	03	Federal	Unemployment Compensation	Carryover from FY03 Budget	\$ 1,500,000
Department of Employment Services	2070UI	03	Federal	Temporary Extended Unemployment Insurance	Carryover from FY03 Budget	\$ 780,000
Department of Employment Services	WTW009	99	Federal	Welfare-To-Work	Carryover from FY03 Budget	\$ 550,000
Office of the City Administrator	BF9002	00	Federal	Byrne Formula Grant	Carryover from FY03 Budget	\$ 159
Office of the City Administrator	BF9002	01	Federal	Byrne Formula Grant	Carryover from FY03 Budget	\$ 1,433,721

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Agency	Grant Number	Phase	Type	Grant Name	Reason for Request	Budget Amount
Office of the City Administrator	CVA003	01	Federal	Victim of Crime (VOCA)	Carryover from FY03 Budget	\$ 139,616
Office of the City Administrator	CVA003	02	Federal	Victim of Crime (VOCA)	Carryover from FY03 Budget	\$ 51,274
Office of the City Administrator	JA9001	01	Federal	Juvenile Accountability Block Grant	Carryover from FY03 Budget	\$ 407,570
Office of the City Administrator	RST801	98	Federal	Residential Substance Abuse	Carryover from FY03 Budget	\$ 158,327
Office of the City Administrator	RST901	02	Federal	Residential Substance Abuse	Carryover from FY03 Budget	\$ 392,117
Office of the City Administrator	VOW801	98	Federal	STOP Violence Against Women	Carryover from FY03 Budget	\$ 72,295
Office of the City Administrator	VOW901	99	Federal	STOP Violence Against Women	Carryover from FY03 Budget	\$ 101,897
Office of the City Administrator	VOW901	00	Federal	STOP Violence Against Women	Carryover from FY03 Budget	\$ 102,179
Office of the City Administrator	DOM002	03	Federal	State Homeland Security	Carryover from FY03 Budget	\$ 13,001,964
Office of the City Administrator	FEM001	03	Federal	FEMA Citizen Corp	Carryover from FY03 Budget	\$ 67,414
Office of the City Administrator	FEM003	03	Federal	FEMA All Hazards EOP	Carryover from FY03 Budget	\$ 147,844
Department of Mental Health	MHBG88	03	Federal	State Mental Health Block Grant	Carryover from FY03 Budget	\$ 326,511
Department of Mental Health	ERGA03	03	Federal	Emergency Response Grant	Carryover from FY03 Budget	\$ 70,827
Fire & Emergency Medical Services Department	RISK03	03	Federal	Fire Operation and Safety	Carryover from FY03 Budget	\$ 220,500
Emergency Management Agency	GR3423	03	Federal	FEMA Plan	Carryover from FY03 Budget	\$ 111,250
Emergency Management Agency	GR3427	03	Federal	PD Mitigation	Carryover from FY03 Budget	\$ 263,533
Emergency Management	FE1338	03	Federal	Hazard	Carryover from	\$ 45,256

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Agency	Grant Number	Phase	Type	Grant Name	Reason for Request	Budget Amount
Agency				Mitigation Plan	FY03 Budget	
Metropolitan Police Department	CVBIF3	03	Federal	COPS Value Based	Carryover from FY03 Budget	\$ 25,000
Metropolitan Police Department	MORE03	03	Federal	COPS MORE 01	Carryover from FY03 Budget	\$ 446,438
Metropolitan Police Department	NCRH00	03	Federal	National Criminal History	Carryover from FY03 Budget	\$ 620,512
Metropolitan Police Department	CIC03F	03	Federal	COPS In Car Camera	Carryover from FY03 Budget	\$ 3,939
Metropolitan Police Department	CP9600	98	Federal	COPS MORE 98	Carryover from FY03 Budget	\$ 2,154,600
DC Public Library	ORALHP	02	Private	ORAL History Research Center Project	Carryover from FY03 Budget	\$ 800
DC Public Library	NHPRC0	02	Federal	Historical Publications & Records Commission	Carryover from FY03 Budget	\$ 3,502
DC Public Library	TELECM	00	Private	Bell Atlantic Infrastructure Trust Fund	Carryover from FY03 Budget	\$ 678
Department of Transportation	TRANSP	01	Federal	FY01-Transporation Elderly and Disabled	Carryover from FY03 Budget	\$ 28,984
Office of Planning	ANASUM	02	Private	Anacostia River Initiative Grant	Carryover from FY03 Budget	\$ 28,557
Office of Planning	ANASEC	02	Private	Anacostia River Initiative Grant	Carryover from FY03 Budget	\$ 86,810
DC Public Schools	000LAS	03	Federal	Title III-Language Acquisition	Carryover from FY03 Budget	\$ 89,794
DC Public Schools	000RCZ	03	Federal	Technology Literacy Challenge Fund	Carryover from FY03 Budget	\$ 1,311,503

ENROLLED ORIGINAL

Agency	Grant Number	Phase	Type	Grant Name	Reason for Request	Budget Amount
DC Public Schools	000LAP	03	Federal	Title III- Language Acquisition	Carryover from FY03 Budget	\$ 84,380
Office of the City Administrator	UAS001	03	Federal	Urban Areas Initiative	Carryover from FY03 Budget	\$ 18,081,000
Office of the City Administrator	UAS002	03	Federal	Urban Areas Security Initiative	Carryover from FY03 Budget	\$ 42,409,851
Department of Health	32NCPC	03	Federal	National Cancer Prevention Control Program	Carryover from FY03 Budget	\$ 715,114
Department of Health	31PHCD	03	Federal	Chronic Disease Prevention & Health Promotion Program	Carryover from FY03 Budget	\$ 274,465
University of District of Columbia	6F9900	03	Federal	Scholarships for Disadvantaged Students in Speech Path. BACC	Carryover from FY03 Budget	\$ 127,183
University of District of Columbia	6F9A00	03	Federal	Veterans Upward Bound Program	Carryover from FY03 Budget	\$ 195,501
Office of the Mayor	FEMACE	03	Federal	FEMA Cert.	Established Budget Authority	\$ 167,217
Office of the Mayor	LSACBO	03	Federal	Learn & Serve Community Based Program	Established Budget Authority	\$ 336,900
Office of the Mayor	LSASEO	03	Federal	Learn & Serve America State Education Agency Formula	Established Budget Authority	\$ 45,839

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Agency	Grant Number	Phase	Type	Grant Name	Reason for Request	Budget Amount
Office of the Mayor	CITCOR	04	Federal	Homeland Security Special Volunteer Program	Established Budget Authority	\$ 400,000
DC Public Schools	000ITQ	03	Federal	Improving Teacher Quality	Carryover from FY03 Budget	\$ 3,352,975
DC Public Schools	000EAG	03	Federal	Title I	Carryover from FY03 Budget	\$ 536,827
DC Public Schools	000EAH	03	Federal	Title I	Carryover from FY03 Budget	\$ 112,338
DC Public Schools	000EAZ	03	Federal	Title I	Carryover from FY03 Budget	\$ 108,551
DC Public Schools	000DAC	03	Federal	Innovative Program Strategies	Carryover from FY03 Budget	\$ 260,432
DC Public Schools	000HLA	03	Federal	Title IV- Safe and Drug Free Schools	Carryover from FY03 Budget	\$ 879,397
DC Public Schools	000HLM	03	Federal	Title IV- Safe and Drug Free Schools	Carryover from FY03 Budget	\$ 73,852

Sec. 3. Fiscal impact statement.

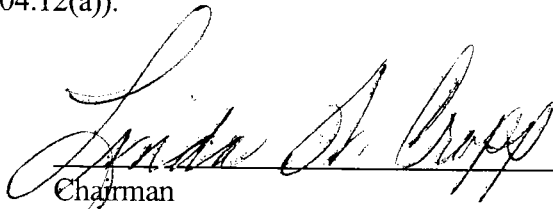
This legislation does not affect the District of Columbia's budget or financial plan and, therefore, has no fiscal impact.

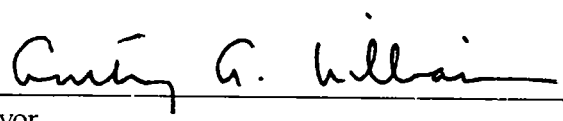
Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of

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the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-204.12(a)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED
October 24, 2003

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AN ACT
D.C. ACT 15-192

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 24, 2003*Codification
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To amend, on an emergency basis, section 47-2005(7) of the District of Columbia Official Code to exempt from sales taxation goods sold at certain charity auctions, not more than 5 times a year, by a nonprofit organization incorporated and providing a benefit in the District of Columbia.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Charity Auction Sales Tax Exemption Emergency Act of 2003".

Sec. 2. Section 47-2005(7) of the District of Columbia Official Code is amended as follows:

Note,
§ 47-2005

(1) The existing text is re-designated as subparagraph (A).

(2) A new subparagraph (B) is added to read as follows:

“(B) Casual and isolated sales at a charity auction or other fundraising activity not held more than 5 times a year by a nonprofit organization incorporated in the District of Columbia; provided, that the proceeds of the auction or other activity is solely for charitable purposes providing a benefit in the District of Columbia.”.

Sec. 3. Fiscal impact statement.

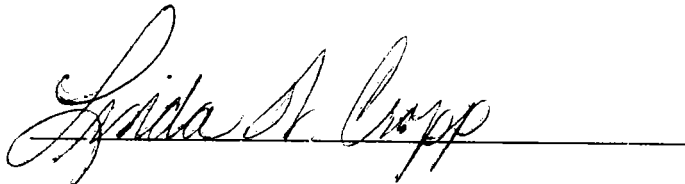
The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Effective date.

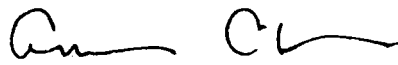
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

ENROLLED ORIGINAL

412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
October 24, 2003

COUNCIL OF THE DISTRICT OF COLUMBIA
OFFICE OF THE BUDGET DIRECTOR **FISCAL IMPACT STATEMENT**

Bill Number:	Type: Emergency (X) Temporary () Permanent ()	Date Reported: October 7, 2003
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Subject/Short Title: "Charity Auction Sales Tax Exemption Emergency Declaration Resolution of 2003".

Part I. Summary of the Fiscal Estimates of the Bill	YES	NO
1. It will impact spending. (If "Yes," complete Section 1 in the Fiscal Estimate Worksheet).	()	(x)
a) It will affect local expenditures.	()	(x)
b) It will affect federal expenditures.	()	(x)
c) It will affect private/other expenditures.	()	(x)
d) It will affect intra-District expenditures.	()	(x)
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).	()	(x)
a) It will impact local revenue.	()	(x)
b) It will impact federal revenue.	()	(x)
c) It will impact private/other revenue.	()	(x)
d) It will impact intra-District revenue.	()	(x)
3. The bill will have NO or minimal fiscal impact. (If "Yes," explain below).	(x)	()

Part II. Other Impact of the Bill		
	YES	NO
If you check "Yes" for each question, please explain on separate sheet, if necessary.		
1. It will affect an agency and/or agencies in the District.	()	(x)
2. Are there performance measures/output for this bill?	()	(x)
3. Will it have results/outcome, i.e., what would happen if this bill is not enacted?	()	(x)
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year?	()	(x)
The fiscal impact of this legislation is de minimus, and these are not funds the District routinely collects at this time.		

Sources of information: Committee staff.	Councilmember: Evans
	Staff Person & Tel: Jeff Coudriet, 202/724-8058.
	Council Budget Director's Signature:

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-193

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 24, 2003

To authorize, on an emergency basis, the appropriation of \$7.6 million from the funds distributed to the District of Columbia pursuant to section 903(d) of the Social Security Act to improve the administration of the Unemployment Compensation Program.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Unemployment Compensation Funds Appropriation Authorization Emergency Act of 2003".

Sec. 2. From the funds distributed to the District of Columbia account in the Unemployment Compensation Trust Fund, pursuant to section 903(d) of the Social Security Act, approved August 5, 1954 (68 Stat. 670; (42 U.S.C. § 1103(d)), there is authorized to be appropriated \$7.6 million to be used for the following administrative purposes:

- (1) Parallel training of the staff of the Department of Employment Services to replace the expert contractor staff currently maintaining the unemployment compensation tax and benefit systems;
- (2) Funding for the maintenance of the information technology systems supporting the Unemployment Compensation Program and the Virtual One-Stop Career Center System and the development of a system for the direct deposit of unemployment compensation benefit payments;
- (3) Promotions for certain career ladder staff in the Offices of Unemployment Compensation and Employment Services of the Department of Employment Services; and
- (4) Funding to implement a system to improve the integrity of the unemployment compensation program and to reduce the level of overpayments, particularly those attributable to fraud or abuse of the program.

ENROLLED ORIGINAL

Sec. 3. Fiscal impact statement.

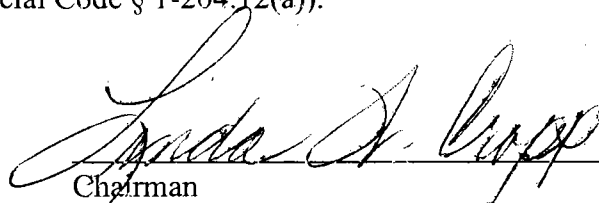
The Council adopts the fiscal impact statement of the Chief Financial Officer for the Unemployment Compensation Funds Appropriations Authorization Act of 2002, effective March 25, 2003 (D.C. Law 14-248, 49 DCR 11633), as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Applicability.

This act shall apply as of November 5, 2003.

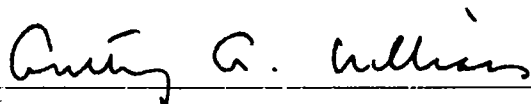
Sec. 5. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman

Council of the District of Columbia



Mayor

District of Columbia

APPROVED

October 24, 2003


Government of the District of Columbia
Office of the Chief Financial Officer



Natwar M. Gandhi
Chief Financial Officer

MEMORANDUM

TO: The Honorable Linda W. Cropp
Chairman, Council of the District of Columbia

FROM: Natwar M. Gandhi 
Chief Financial Officer

DATE: SEP 13 2002

SUBJECT: Revised Fiscal Impact Statement: "Unemployment Compensation Funds
Appropriation Authorization Emergency Act of 2002" (*formally Reed Act
Funds Appropriation Authorization Act of 2002*)

REFERENCE: Emergency Legislation

Conclusion

Funds are sufficient in the FY 2002 budget and the FY 2003 through FY 2006 budget and financial plan as currently agreed to by the Mayor and the Council of the District of Columbia (Council). Implementation of the proposed legislation will not require any additional staff or resources.

Background

The proposed legislation authorizes the appropriation of \$7.6 million from the funds distributed to the District of Columbia by the Social Security Act § 903(d). This federal provision is referred to as the Reed Act. The Reed Act allocates \$26 million in surplus or "spill-over" funds to the District and is a one-time funding allocation. Under the provisions of the proposed legislation, the Department of Employment Services (DOES) will be required to use the funds to improve the administration of the Unemployment Compensation Program. DOES will be required to expend the funds for the following activities:

- Train and transition DOES staff on compensation and tax benefits systems for the purpose of retiring the current contractor;

9514

The Honorable Linda W. Cropp

FIS: "Unemployment Compensation Funds Appropriation Authorization Emergency Act of 2002" (*formally Reed Act Funds Appropriation Authorization Act of 2002*)

Page 2 of 2

- Develop and maintain IT systems, including direct deposit of unemployment compensation benefits, to support Unemployment Compensation Program and One-Stop Career Center System operations; and
- Fund promotions of certain staff in the Offices of Unemployment Compensation and Employment Services and DOES.

Financial Plan Impact

Funds are sufficient in the District's FY 2002 budget and the FY 2003 through FY 2006 budget and financial plan to implement the proposed resolution because additional staff and resources will not be required. The proposed legislation will approve the expenditure of \$7.6 million in federal Reed Act funding authorized in the Social Security Act.

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-194

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 24, 2003

To amend, on an emergency basis, Title 18 of the District of Columbia Municipal Regulations to prohibit the parking and loading of tour buses on Eastern Avenue, N.E., between Riggs Road, N.E., and Kennedy Street, N.E.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Eastern Avenue Tour Bus Parking Emergency Amendment Act of 2003".

Sec. 2. Section 4025 of Title 18 of the District of Columbia Municipal Regulations is amended by adding a new subsection 4025.4 to read as follows: DCMR

"4025.4(a) There shall be no parking or loading of any sightseeing, charter, tour bus or any other privately operated commercial vehicle with a seating capacity of more than twelve (12) persons on Eastern Avenue, N.E., between Riggs Road, N.E., and Kennedy Street, N.E.

"(b) Any person violating paragraph (a) of this subsection shall be subject to a five hundred dollar (\$500) fine for each offense."

Sec. 3. Fiscal impact statement.

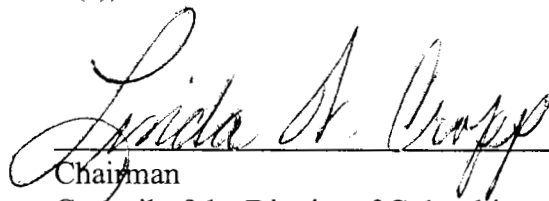
The Council adopts the fiscal impact statement for the Eastern Avenue Tour Bus Parking Temporary Amendment Act of 2002, effective April 2, 2003 (D.C. Law 14-276; 50 DCR 624), as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

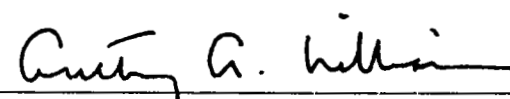
Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the District of Columbia in section 412(a) of the

ENROLLED ORIGINAL

District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-204.12(a)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED
October 24, 2003

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-195

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 24, 2003*Codification
District of
Columbia
Official Code*

2001 Edition

2004 Winter
Supp.West Group
Publisher

To amend, on a emergency basis, section 47-1803.02 of the District of Columbia Official Code to provide that the exclusion from gross income applies to amounts received by a claimant from any type of discrimination.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Income From Discrimination Exclusion Emergency Amendment Act of 2003".

Sec. 2. Section 47-1803.02(a)(2)(U) of the District of Columbia Official Code is amended by striking the word "employment".

Note,
§ 47-1803.02

Sec. 3. Fiscal impact statement.

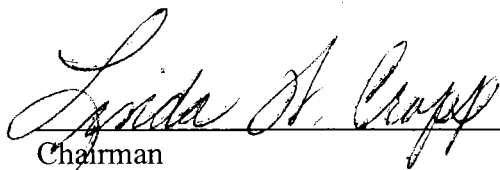
The Council adopts the fiscal impact statement in the committee report for the Civil Rights Tax Fairness Act of 2002, effective June 25, 2002 (D.C. Law 14-165; D.C. Official Code § 47-1803.02), as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council in the District of Columbia in section

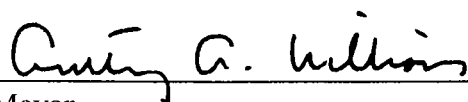
ENROLLED ORIGINAL

412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
D.C. Official Code § 1-204.12(a)).



Chairman

Council of the District of Columbia



Mayor

District of Columbia

APPROVED

October 24, 2003